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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/533,938	07/11/2005	Hendricus Antonius Hoogland	294-216 PC'D/US	9592
23869 7590 01/29/2009 HOFFMANN & BARON, LLP 6900 JERICHO TURNPIKE SYOSSET, NY 11791				
EXAMINER				
MALEKZADEH, SEYED MASOUD				
ART UNIT		PAPER NUMBER		
1791				
MAIL DATE		DELIVERY MODE		
01/29/2009		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

### **DETAILED ACTION**

**The proposed amendments**, filed on 01/12/2009 after a final rejection mailed on 07/10/2008, **will not be entered** because the amendments to claims 1 and 7 raise new issues that would require further consideration.

Specifically, amendments to claim 1 such as "within the mold cavity with the mold cavity in a closed position" (see lines 5-6) and amendments to claim 7 such as "said movable wall part are disposed on opposite sides of said second core part of said second mold part" (see lines 14-15) and also such as "when said movable wall part is in said first, retracted position, a flow path for plastic is defined between said central core part, said second core part and said movable wall part, and wherein said movable wall part is movable into said flow path against the plastic in the direction of the central core to said second, extended position" (see lines 18-21) add new limitations which require further consideration and search.

The above amendments have incorporated new terminology and topographic features which previously have not been defined regarding a mold apparatus for manufacturing crates. Therefore, reconsideration of the prior arts of record, as well as, possible consideration of the other prior arts would be necessary to determine if the new claim limitations were not taught or suggested by the prior arts.

The applicant's arguments in regard to claims 1-13 filed with the amendments have been considered, but not found persuasive. Also, the arguments relating to the features of the mold apparatus for manufacturing crates according to the proposed amendments are moot, as the amendments will not be entered.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Seyed Masoud Malekzadeh whose telephone number is 571-272-6215. The examiner can normally be reached on Monday – Friday at 8:30 am – 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Steven P. Griffin, can be reached on (571) 272-1189. The fax number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published application may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-

Art Unit: 1791

9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/SEYED M. MALEKZADEH/

Patent Examiner

Division 1791

/Steven P. Griffin/

Supervisory Patent Examiner, Art Unit 1791